

FOR ITS INTENDED APPLICATION, COMPLIES WITH THE REQUIREMENTS OF THIS SECTION.

(2) THE CERTIFICATION SHALL BE ON THE FORM THAT THE ADMINISTRATION REQUIRES.

REVISOR'S NOTE: This section presently appears as Art. 66 1/2, §12-704.

Subsection (a) of this section has been revised to conform to the similar language appearing in §22-609 of this subtitle. The present phrase "and determined by the test procedures ... established under this subtitle" is deleted as unnecessary.

GENERAL REVISOR'S NOTE:

In revising this title, the Commission to Revise the Annotated Code encountered particularly difficult problems in its review of present Art. 66 1/2, Subtitle 12, Parts I through IV—now Subtitles 1 through 4 of this title.

The majority of the provisions contained in these subtitles are subject to preemption by federal law. Title 15, §1392(d) of the United States Code specifically provides for the supremacy of federal standards and the preemption of local standards that are not "identical" to the federal standards. Since the federal standards generally apply only to manufacturers, only for various specified types of vehicles, and only as of their various effective dates, it is a highly complex task to determine at any given time which State provisions have been rendered, in whole or in part, obsolete.

The process is complicated further by this State's commitment to the Vehicle Equipment Safety Compact — Subtitle 5 of this title — the implementation of which from time to time will further subject the provisions of Subtitles 1 through 4 to obsolescence.

Additional difficulties exist with the unusually detailed — and, mostly as a result of maintaining uniformity with the poorly drafted Uniform Vehicle Code, often unreadable — provisions of these subtitles. They contain several substantive ambiguities and other problems, the resolution of many of which requires the expertise of those who are intimately familiar with the highly technical aspects of the equipment provisions. Some of the provisions even appear to be redundant of and — because of differences in wording and approach — somewhat inconsistent with provisions appearing elsewhere in the Maryland Vehicle law. (Compare, e.g., §§22-402 and 22-402.1 of this title with §§22-609 and 22-610 of this title; and §22-404(a) of this title with §21-1104(d) of this article.)